

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SAMUEL McDONOUGH,

Plaintiff,

V.

JOHN DOE, et al.,

## Defendants.

Case No. C14-12 RAJ-BAT

## **ORDER OF DISMISSAL**

The Court, having reviewed Plaintiff's amended complaint, Defendants' motion for summary judgment, the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, and the remaining record including the Plaintiff's objections to the Report and Recommendation (Dkt. #57), and Defendant's response, does hereby find

and ORDER:

(1) The Court adopts the Report and Recommendation.

(2) Defendants' motion for summary judgment (Dkt. 45) is **GRANTED**. This action is **DISMISSED without prejudice** as to Plaintiff's condition of confinement claims and is **DISMISSED with prejudice** as to all of Plaintiff's remaining claims.

(3) The Clerk is directed to send copies of this Order to Plaintiff and to Judge Tsuchida

DATED this 5th day of August, 2015.

Richard D. Foster

The Honorable Richard A. Jones  
United States District Judge